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REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)
ATT/2001-0335

In re Application of: DUFFIELD, et al
Application No. 10/056,682
Filed: January 24, 2002
For: SIZE-DEPENDENT SAMPLING FOR MANAGING A DATA NETWORK

The owner, AT&T Corp. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/056,683, filed on January 24, 2002, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney of record.

Thomas A. Restaino

July 6, 2006

Signature

Date

Thomas A. Restaino, Reg. No. 33,444

Typed or printed name

908-532-1880

Telephone Number

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